

EPA Comments on First and Second Quarterly Performance Reports (QPRs)

Cooperative Agreement Grant with Shoshone-Bannock Tribes

Eastern Michaud Flats CERCLA Site, FMC Operable Unit

August 25, 2014

1. Change the EPA project officer to Kevin Rochlin for both QPRs. The Q3 report should list Jonathan Williams, who was recently assigned as the Remedial Project Manager for the FMC OU of the Eastern Michaud Flats site, as the project officer.
2. Q1 Task 1, Remedial Design, Remedial Action, and Other Documents: FMC submittals received are listed. For each submittal received from FMC, include the date review comments (or a statement that the deliverable was acceptable) were provided to EPA. Some of this information can be included in attachment #1 and reference made to that attachment.
3. Q1 Task 2, Public Involvement: List the Quarterly District Meetings (location and date) in Sub-Task I if FMC OU information was provided to those in attendance by Tribal staff or consultants. List the dates of Land Use Policy Commissioners and Fort Hall Business Council meetings where FMC OU information was provided to those in attendance by Tribal staff or consultants.
4. Q1 Task 3, CERCLA Unilateral Administrative Order (UAO) for Waste Ponds: Briefly describe work performed by Tribal staff and/or consultants for each of the three subtasks. Likewise, identify any problems encountered. Do not include project-related observations and comments in the QPR as that information should be provided directly to EPA in other venues. Include the date when comments were provided to EPA.
5. Q1 Task 4, Monitoring Oversight: Describe the type of oversight conducted and dates the work was performed by Tribal staff and/or consultants. Do not describe observations and concerns on the QPR itself but rather the type of factual information provided to EPA, and the date provided.
6. Q1 Task 5, Project Management: A problem was correctly identified for each of the two subtasks but included in the first column. For each subtask, state what work was accomplished in the first column, problems encountered in the second column, and actions taken to resolve those problems also in the second column.
7. Q1 Attachment #1: A list of documents submitted by FMC, and received by the Tribes, is provided. However, there is no description of the work performed by the Tribes, consistent with the approved Work Plan, which is the purpose of the QPR. Briefly describe who reviewed these documents, and include dates any comments were provided to EPA. If no comments were

provided, explain why. For conference calls, include the date of the call and name(s) of Tribal staff and/or consultants who participated in the teleconference. Assuming tribal staff spent time on these activities, the detailed budget information needs to include an amount for Tribal staff in addition to consultants.

8. Q2 Task 1, Remedial Design, Remedial Action, and Other Documents: Include the date review comments were provided to EPA or why no comments were provided to EPA (i.e., the document was acceptable and thus no comments were provided). Some of this information can be included in attachment #1 and reference made to that attachment. Remove statements about lawsuits with FMC and requests made to EPA concerning them because this is not within the scope of the approved Work Plan. Likewise, state when comments were provided to EPA in the QPR rather than using the QPR to provide comments.

9. Q2 Task 2, Public Involvement: List the Quarterly District Meetings (location and date) in Sub-Task I if FMC OU information was provided to those in attendance. List the dates of Land Use Policy Commissioners and Fort Hall Business Council meetings if FMC OU information was provided to those in attendance by Tribal staff or consultants.

10. Q2 Task 3, CERCLA Unilateral Administrative Order (UAO) for Waste Ponds: Briefly describe work performed by Tribal staff and/or consultants for each of the three subtasks. Likewise, identify any problems encountered. Do not include observations and comments in the QPR but instead state when relevant observations and comments were provided to EPA.

11. Q2 Task 4, Monitoring Oversight: Describe the type of oversight conducted and dates the work was performed by Tribal staff and/or consultants. Do not describe technical or policy concerns in the QPR itself but rather summarize the work conducted by the Tribes, including and information provided to EPA, and the date provided.

12. Q2 Task 5, Project Management: A problem was identified for the first subtask. State what work was accomplished in the first column, the problem encountered in the second column, and actions taken to resolve that problem also in the second column.

13. Q2 Attachment #1: FMC submittals received by the Tribes are listed. Briefly describe who reviewed each of these documents, and include the date comments were provided to EPA. If effort was expended but no comments were provided to EPA, explain why. For conference calls, include the date of the call and name(s) of Tribal staff and/or consultants who participated in the teleconference. The detailed budget information needs to include an amount for Tribal staff in addition to consultants.